

MINUTES**DAKOTA COUNTY PHYSICAL DEVELOPMENT COMMITTEE OF THE WHOLE****November 10, 2009****Conference Room 520, 1 Mendota Road, West St. Paul, Minnesota****1. CALL TO ORDER AND ROLL CALL**

Commissioner Paul J. Krause, Chair of the Physical Development Committee of the Whole, called the meeting to order at 9:00 a.m. Commissioners in attendance:

Commissioner Joseph A. Harris, District 1
Commissioner Kathleen Gaylord, District 2
Commissioner Thomas Egan, District 3
Commissioner Nancy Schouweiler, District 4
Commissioner Liz Workman, District 5
Commissioner Paul J. Krause, District 6
Commissioner Willis E. Branning, District 7

Also in attendance were:

Brandt Richardson, County Administrator
Lynn Thompson, Division Director
Jay Stassen, Assistant County Attorney
Jeanne Nash Hoffmann, Administrator Coordinator

2. INTRODUCTION OF NEW STAFF

There were no new staff to introduce.

3. AUDIENCE

Chair Krause asked if anyone in the audience wished to address the Committee on an item not on the agenda or if anyone wished to discuss an item on the Consent Agenda. No one came forward.

4. APPROVAL OF THE AGENDA

Motion by Commissioner Schouweiler, Second by Commissioner Workman, and passed on a 7-0 vote to approve the agenda for November 10, 2009, as presented.

5. CONSENT/INFORMATION AGENDA

Motion by Commissioner Branning, Second by Commissioner Workman, and passed on a 7-0 vote to approve the consent agenda. Item 5.2 was pulled for discussion.

5.1 – Minutes Of The October 13, 2009 Meeting**5.3 – Authorization To Execute Amendment To Financial Management Agreement With Solid Waste Management Coordinating Board**

WHEREAS, the Solid Waste Management Coordinating Board was formed by a Joint Powers Agreement entered into currently by Anoka, Carver, Dakota, Hennepin, Ramsey, and Washington Counties; and

WHEREAS, the Joint Powers Agreement forming the Solid Waste Management Coordinating Board delegated to the Solid Waste Management Coordinating Board the authority to enter into contracts; and

WHEREAS, Dakota County is an active member of the Solid Waste Management Coordinating Board and has supported the activities of that organization since its beginning; and

WHEREAS, effective January 1, 1996, Dakota County and the Solid Waste Management Coordinating Board executed a Joint Powers Agreement whereby Dakota County agreed to provide financial management services for the Solid Waste Management Coordinating Board for a period of one year ("1996 Joint Powers Agreement"); and

WHEREAS, since the execution of the 1996 Joint Powers Agreement, Dakota County and the Solid Waste Management Coordinating Board have executed several amendments to said Joint Powers Agreement whereby Dakota County agreed to continue to provide financial management services to the Solid Waste Management Coordinating Board; and

WHEREAS, Dakota County currently provides financial management services for the Solid Waste Management Coordinating Board pursuant to this amended 1996 Joint Powers Agreement, for the period of January 1, 2008 through December 31, 2009, (Resolution No. 07-531); and

WHEREAS, the financial procedures of Dakota County have provided an appropriate level of service for the Solid Waste Management Coordinating Board; and

WHEREAS, the level of effort required of Dakota County has been reduced in recent years because of a change in how the day-to-day financial management activities have been conducted; and

WHEREAS, the Solid Waste Management Coordinating Board has requested, and Dakota County agrees to continue to provide, financial management services to the Solid Waste Management Coordinating Board.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Administrator to execute an amendment to the Financial Management Services 1996 Joint Powers Agreement with the Solid Waste Management Coordinating Board to extend the term until December 31, 2012, subject to approval by the County Attorney's Office as to form.

5.4 – Update On Greenway Collaborative - This was an information item; no action was requested.

5.5 – Vermillion River Corridor Plan Update – This was an information item; no action was requested.

5.6– Plat Commission Update – This was an information item; no action was requested.

6. REGULAR AGENDA

5.2 –Authorization To Execute Contract For Hauler Financial Incentive Payment Program

Commissioner Harris pulled this item from the consent agenda for discussion. Environment and Natural Resource Director Michelle Beeman responded to questions concerning the reduced budget cap from \$800,000 in 2009 to \$375,000 in 2010.

Motion by Commissioner Gaylord, Second by Commissioner Egan and passed on a 7-0 vote to recommend that the County Board adopt the following resolution:

WHEREAS, the Dakota County Board of Commissioners encourages effective solid waste management, including waste processing, to manage waste generated in the County; and

WHEREAS, the Dakota County Board of Commissioners wants to encourage waste haulers to deliver municipal solid waste (MSW) generated in Dakota County to facilities to process MSW and minimize the amount of waste that is landfilled; and

WHEREAS, by Resolution No. 97-361 (June 3, 1997), the Dakota County Board of Commissioners authorized the Hauler Financial Incentive Payment (HFIP) program, offering \$12.00 per ton for MSW generated in Dakota County that was verifiably processed at County-approved facilities; and

WHEREAS, by Resolution No. 98-482 (August 18, 1998), the Dakota County Board of Commissioners extended the HFIP program through December 31, 2003; and

WHEREAS, by Resolution No. 03-515 (October 14, 2003), the Dakota County Board of Commissioners extended the HFIP program through December 31, 2008; and

WHEREAS, by Resolution No. 08-528 (November 25, 2008), the Dakota County Board of Commissioners extended the HFIP program through December 31, 2009; and

WHEREAS, the HFIP program supports the strategies approved in the Regional/Dakota County Solid Waste Master Plan 2004 – 2024, to encourage haulers to process MSW generated in Dakota County; and

WHEREAS, the Minnesota Pollution Control Agency is currently revising the Metropolitan Area Solid Waste Policy Plan, which will dictate, to a large extent, the contents and requirements of Metropolitan County Solid Waste Master Plans, including the Dakota County Solid Waste Master Plan, which are scheduled for revision during 2011; and

WHEREAS, new policy directions, especially in the area of waste processing, at the State and regional levels, suggest that a cautious approach to the financial support of waste processing may be prudent at this time; and

WHEREAS, other Metropolitan Counties have also begun to re-evaluate their financial support of waste processing, given the current State policy uncertainties surrounding this issue; and

WHEREAS, it is the recommendation of staff that a significant portion of the savings resulting from the reduction in the HFIP program for 2010 be applied to facilitate and support higher priority waste management strategies.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute contracts with waste haulers for a one-year period beginning January 1, 2010, including a \$12.00 per ton subsidy to contracted haulers for MSW generated in Dakota County that is delivered to and verifiably processed at County-approved processing facilities, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Hauler Financial Incentive Payment program payments from the County's Environmental Management Fund shall not exceed the amount approved in the 2010 Physical Development Division budget for this activity.

6.1 – Adoption Of 2010 Legislative Proposals: Physical Development Division

Physical Development Director Lynn Thompson briefed the Committee on the Division's 2010 Legislative proposals and responded to questions regarding the prioritization of the proposals.

Motion by Commissioner Branning, Second by Commissioner Egan and passed on a 7-0 vote to recommend that the County Board adopt the following resolution.

WHEREAS, the County Board annually adopts a legislative program that defines the interests of the County in the next session of the Minnesota legislature; and

WHEREAS, the Physical Development Division has identified proposals for inclusion in the 2010 Legislative program.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby directs that the following legislative proposals, as presented to the Physical Development Committee of the Whole on November 10, 2009, be included in the 2010 Legislative Program for Dakota County.

New County Initiative

- 2009 Minnesota Clean Water, land, and Legacy Amendment Grants \$7,572,250

Support for Other Governmental Entities Requests

- SWMCB

2010 Division's Bonding Request In Priority Order

- Cedar Avenue Bus Rapid Transit \$17.7 million
(contingent upon coordination with request to Counties Transit Improvement Board)
- Cedar (TH 77) Third Lane North of 138th Street \$ 2.0 million
- Construction of Interchange at TH 13 and CSAH 5 in Burnsville \$20.5 million
- Reconstruction of CSAH 42 Interchange at U.S. Highway 52 \$43.2 million
- Robert Street Corridor Transitway \$ 200,000
- Lake Byllesby Dam Spillway Capacity Upgrade \$ 2.4 million
- Pedestrian Bridge over the Cannon River at Lake Byllesby Regional Park \$ 1.5 million

6-2 - Authorization To Execute Amendment To Active Living Grant Agreement With Blue Cross And Blue Shield Of Minnesota

Office of Planning and Analysis Senior Planner Kurt Chatfield provided updated information on active living in Dakota County. He explained the work that was being done by staff in prioritizing gaps in providing active living opportunities to areas in the County. This will again be presented to the Committee as work progresses.

Motion by Commissioner Schouweiler, Second by Commissioner Gaylord and passed on a 7-0 vote to recommend that the County Board adopt the following resolution:

WHEREAS, the Dakota County Board of Commissioners acts as the Community Health Board and has responsibility to prevent disease and disability and to promote and protect the health and safety of county residents; and

WHEREAS, Blue Cross and Blue Shield of Minnesota has made a long-term commitment to reduce risk factors for heart disease and cancer by addressing their root causes, including physical inactivity and unhealthful eating; and

WHEREAS, Dakota County has partnered with Blue Cross and Blue Shield of Minnesota since 2006 to improve the built environment to give residents a full range of transportation options; and

WHEREAS, Dakota County applied for and has received from Blue Cross and Blue Shield of Minnesota funding to improve residents' opportunities for daily physical activity through promotion, programs, policy, and planning; and

WHEREAS, on July 22, 2008 (Resolution No. 08-347), the Dakota County Board of Commissioners approved the execution of the current contract with Blue Cross and Blue Shield of Minnesota to conduct active living work in Dakota County; and

WHEREAS, it is a requirement of the grant that the County commit 0.5 FTE to the project; and

WHEREAS, Blue Cross Blue Shield of Minnesota has offered to extend and increase the value of the existing active living contract to better coordinate fiscal calendars and continue active living work.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Chair of the County Board to execute an amendment to the active living grant agreement with Blue Cross and Blue Shield of Minnesota to extend the term of the agreement to December 31, 2010, and to accept additional grant funding in the amount of \$54,825, subject to the approval of the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That 0.5 FTE from the Office of Planning and Analysis shall be dedicated to the active living project for the duration of the grant.

DIRECTOR'S REPORT

Lynn Thompson provided her update to the Physical Development Committee. She briefed them on the November 17 Senate Capital Investment Committee hearing, grants to mitigate the impacts of transportation construction, and the November 10 Open House in Inver Grove Heights that will focus on future roadway improvements options for northeast Eagan and northwest Inver Grove Heights, Mendota Heights and Sunfish Lake.

ADJOURNMENT

Motion by Commissioner Schouweiler, Second by Commissioner Harris and passed on a 7-0 voice vote to adjourn the meeting at 10:05 a.m.

Respectfully submitted:

Jeanne Nash Hoffmann
Administrative Coordinator